

Prepared from  
FORM PTO-1390Transmittal Letter to the United States  
Designated/Elected Office (DO/EO/US)

Customer No.	026418	
Attorney's Docket No.:	<b>GK-SUS-105 / 500711.20005</b>	
U.S. Application No.:	<b>10/501,017</b>	
International Application No.:	<b>PCT/DE02/04680</b>	
International Filing Date:	<b>DECEMBER 20, 2002</b>	<b>20 DECEMBER 2002</b>
Priority Date Claimed:	<b>JANUARY 10, 2002</b>	<b>10 JANUARY 2002</b>
Title of Invention:	<b>COOKING UTENSIL</b>	
Applicant(s) for (DO/EO/US):	<b>Marcus GRUENEWALD</b>	

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

- [ ] 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- [X] 2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
- [ ] 3. This express request to begin national examination procedures [35 U.S.C. 371 (f)] at any time rather than delay examination until the expiration of the applicable time limit set forth in 35 U.S.C. 371(b) and PCT Articles 22 and
- [ ] 4. A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
- [ ] 5. A copy of **Publication No. WO 03/056990 20DEC02** the International Application as filed [35 U.S.C. 371(c)(2)]
  - a) \_\_ is transmitted herewith (required only if not transmitted by the International Bureau)
  - b) \_\_ has been transmitted by the International Bureau
  - c) \_\_ is not required, as the application was filed in the United States Receiving Office (RO/US)
- [ ] 6. A translation of **Publication No. WO 03/056990 20DEC02** the International Application into English [35 U.S.C. 371(c)(2)]
- [ ] 7. Amendments to the claims of the International Application under PCT Article 19 [35 U.S.C. 371(c)(3)]
  - a) \_\_ are transmitted herewith (required only if not transmitted by the International Bureau)
  - b) \_\_ have been transmitted by the International Bureau
  - c) \_\_ have not been made; however, the time limit for making such amendments has **NOT** expired.
  - d) \_\_ have not been made and will not be made
- [ ] 8. A translation of the amendments to the claims under PCT Article 19 [35 U.S.C. 371(c)(3)]
- [X] 9. An EXECUTED Oath or declaration of the inventor(s) [35 U.S.C. 371(c)(4)]
- [ ] 10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 [35 U.S.C. 371(c)(5)]

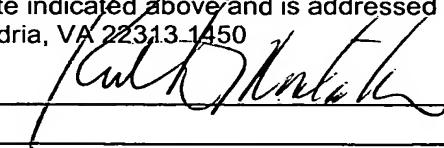
**Items 11. to 16. Below concern other document(s) or information included:**

- [ ] 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98
- [ ] 12. An Assignment document for recording. A separate cover sheet (PTO-1619A) in compliance with 37 CFR 3.28 and 3.31 is included.
- [ ] 13. — A **FIRST** preliminary amendment  
— A **SECOND** or **SUBSEQUENT** preliminary amendment
- [ ] 14. A substitute specification with abstract (attached to the preliminary amendment)
- [ ] 15. A change of power of attorney and/or address letter
- [ ] 16. (other items or information) The enclosed PCT/DO/EO/903 dated January 7, 2005 was sent to us in error.  
The national phase application was submitted without an executed Declaration/POA on July 9, 2004. The executed Declaration/POA is filed concurrently herewith.

EXPRESS MAIL No.: EV 302 915 849 US

Deposited: February 24, 2005

I hereby certify that this correspondence is being deposited with the United States Postal Service Express mail under 37 CFR 1.10 on the date indicated above and is addressed to: Mail Stop PCT, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450


 /Ruth Montalvo Date: February 24, 2005

CALCULATIONS PTO USE ONLY

 17. The following fees are submitted:

BASIC NATIONAL FEE [37 CFR 1.492(a)(1)-(5)]

<input type="checkbox"/> Search Report has been prepared by the EPO or JPO	\$ 920.00	
<input type="checkbox"/> International preliminary examination fee paid to USPTO [37 CFR 1.482]	\$ 730.00	
<input type="checkbox"/> No International preliminary examination fee paid to USPTO [37 CFR 1.482] but International search fee paid to USPTO [37 CFR 1.445(a)(2)]	\$ 770.00	
<input type="checkbox"/> Neither International preliminary examination fee [37 CFR 1.482] nor International search fee [37 CFR 1.445(a)(2)] paid to USPTO	\$ 1,080.00	
<input type="checkbox"/> International preliminary examination fee paid to USPTO [37 CFR 1.482] and all claims satisfied provisions of PCT Article 33(1)-(4)	\$ 100.00	

## ENTER APPROPRIATE BASIC FEE AMOUNT:

Claims	Number Filed	-20	Number Extra	Rate	
Total Claims (Prel.Amt)	15	-20		x \$ 18. =	
Indep. Claims	1	-03		x \$ 86. =	
<input type="checkbox"/> Multiple Dependent Claim(s) (if applicable)				+ \$ 290. =	

## TOTAL OF ABOVE CALCULATIONS:

Surcharge of \$130.00 for furnishing the oath or declaration later than  20  30 months from the earliest claimed priority date [37 CFR 1.492(e)]

\$130.00

## TOTAL OF ABOVE CALCULATIONS: \$130.00

Applicant claims Small Entity Status [See 37 CFR 1.27] Reduction by ½ for filing by small entity

\$ 65.00

SUBTOTAL: \$ 65.00

Processing fee of \$130.00 for furnishing the English Translation later than  20  30 months from the earliest claimed priority date [37 CFR 1.492(f)]

TOTAL NATIONAL FEE: \$ 65.00

Fee for recording the enclosed assignment [37 CFR 1.21(h)]. The assignment must be accompanied by an appropriate cover sheet (PTO-1595) [37 CFR 3.28, 3.31]. \$ 40.00 per property+

03/02/2005 LLANDGRA 00000079 10501017 TOTAL FEE(S): \$ 65.00

01 FC:2617 65.00 OP AMOUNTS TO BE REFUNDED OR CHARGED \$ \$

(Please note the filing fee is based on the claims in the Preliminary Amendment)

Check in the amount of \$ 65.00 to cover the above fees is enclosed. (The Commissioner is hereby authorized to charge any additional fees required with this submission or to credit any overpayment to Deposit Account No: 50-1529.)

NOTE: Where an appropriate time limit under 36 CFR 1.494 or 1.495 has not been met, a petition to revive [37 CFR 1.137(a) or (b)] must be filed and granted to restore the application to pending status.

## SEND ALL CORRESPONDENCE TO:

Gerald H. Kiel, Esq.

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599 Lexington Avenue  
New York, NY 10022-7650

Gerald H. Kiel

Name (Tel. (212) 521-5400)

Signature

25,116

Reg. No.

February 24, 2005

Date


**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/501,017	Marcus Grunewald	GK-SUS-105/500711.20005
		INTERNATIONAL APPLICATION NO.
		PCT/DE02/04680
		I.A. FILING DATE      PRIORITY DATE
		12/20/2002      01/10/2002
<b>CONFIRMATION NO. 3591</b> <b>371 ACCEPTANCE LETTER</b>  *OC000000014905032*		

Date Mailed: 01/07/2005

**NOTICE OF ACCEPTANCE OF APPLICATION UNDER 35 U.S.C 371 AND 37 CFR 1.495**

The applicant is hereby advised that the United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495), has determined that the above identified international application has met the requirements of 35 U.S.C. 371, and is ACCEPTED for national patentability examination in the United States Patent and Trademark Office.

The United States Application Number assigned to the application is shown above and the relevant dates are:

07/09/2004

DATE OF RECEIPT OF 35 U.S.C. 371(c)(1), (c)(2) and  
 (c)(4) REQUIREMENTS

07/10/2004

DATE OF COMPLETION OF ALL 35 U.S.C. 371  
 REQUIREMENTS

A Filing Receipt (PTO-103X) will be issued for the present application in due course. **THE DATE APPEARING ON THE FILING RECEIPT AS THE " FILING DATE" IS THE DATE ON WHICH THE LAST OF THE 35 U.S.C. 371 (c)(1), (c)(2) and (c)(4) REQUIREMENTS HAS BEEN RECEIVED IN THE OFFICE. THIS DATE IS SHOWN ABOVE.** *The filing date of the above identified application is the international filing date of the international application (Article 11(3) and 35 U.S.C. 363).* Once the Filing Receipt has been received, send all correspondence to the Group Art Unit designated thereon.

The following items have been received:

- Indication of Small Entity Status
- Copy of the International Application filed on 07/09/2004
- English Translation of the IA filed on 07/09/2004
- Copy of the International Search Report filed on 07/09/2004
- Copy of IPE Report filed on 07/09/2004
- Copy of Annexes to the IPE Report filed on 07/09/2004
- Copy of Article 19 Amendments filed on 07/09/2004
- Preliminary Amendments filed on 07/09/2004
- Oath or Declaration filed on 07/09/2004
- U.S. Basic National Fees filed on 07/09/2004
- Substitute Specification filed on 07/09/2004

- Priority Documents filed on 07/09/2004

The following defects have been observed:

- Annexes have not been entered because the annexes have not been translated.
- Article 19 amendments have not been entered because the amendments have not been translated.

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Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

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KAREN M WILLIAMS  
Telephone: (703) 305-3688

PART 1 - ATTORNEY/APPLICANT COPY

FORM PCT/DO/EO/903 (371 Acceptance Notice)